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PTO/SB/21 (08-03)

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission  
(excluding references)

9

Application Number

10/712,678

Filing Date

November 12, 2003

First Named Inventor

Gene Michal

Group Art Unit

3738

Examiner Name

Hieu Phan

Attorney Docket Number

50623.352

## ENCLOSURES (check all that apply)

- ☒ Deposit Account 07-1850 Authorization
- ☒ Postage Paid Return Postcard
- ☒ Response to Office Action (6 pages)
- ☒ Amendment Transmittal Letter (in duplicate) (2 pages)
- ☐ Affidavits/declaration(s)
- ☐ Petition for Extension of Time (\_\_\_ month) (in duplicate)
- ☐ Information Disclosure Statement (in duplicate) with Form PTO-1449 and \_\_\_ References
- ☒ Express Mail Label No. EV 721156651 US
- ☐ Certified Copy of Priority Document(s)
- ☐ Response to Missing Parts/Incomplete Application
  - ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Assignment Papers ( pages) (for an Application)
- ☐ Drawing(s) In/Formal \_\_\_ Sheets with Submission of Drawings Transmittal
- ☐ Issue Fee Transmittal with PTO-85b (in duplicate)
- ☐ Request for Continued Examination Transmittal (RCE)
- ☐ Fee Transmittal Form (in duplicate)
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_

- ☐ After Allowance Communication to Group
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Request for Status of Application
- ☐ Other Enclosure(s) (please identify below):

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Squire, Sanders & Dempsey L.L.P.  
Angie M. Augustus., Reg. No. 51,421

Signature

Date

November 30, 2005

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

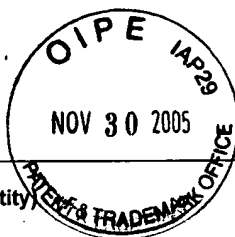
Typed or printed name

Mary M. Padilla

Signature

Date

November 30, 2005

**AMENDMENT TRANSMITTAL LETTER** (Large Entity)

Docket No.

**50623.352**

Applicant(s): Gene Michal

Serial No.

**10/712,678**

Filing Date

**November 12, 2003**

Examiner

**Hieu Phan**

Group Art Unit

**3738**

Invention:

Ethylene-Carboxyl Copolymers As Drug Delivery Matrices

**TO THE COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.


The fee has been calculated and is transmitted as show below.

**CLAIMS AS AMENDED**

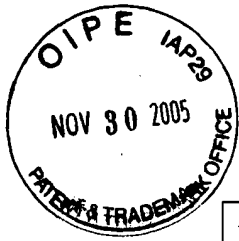
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	18	20	0	X \$50.00	\$00.00
INDEP. CLAIMS	2	3	0	X \$200.00	\$00.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$00.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$00.00

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. **07-1850** in the amount of **\$00.00**  
A duplicate copy of this sheet is enclosed.
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- ☒ The Commissioner is hereby authorized to charge payment of any necessary fees associated with this communication or credit any overpayment to Deposit Account No. **07-1850**  
A duplicate copy of this sheet is enclosed.
- ☐ Any additional filing fees required under 37 C.F.R. 1.16.
- ☐ Any patent application processing fees under 37 C.F.R. 1.17.

Dated: November 30, 2005  
 Squire, Sanders & Dempsey L.L.P.  
 1 Maritime Plaza, Suite 300  
 San Francisco, CA 94111  
 (415) 954-0200

  
 Angie M. Augustus  
 Reg. No. 51,421

cc: Docket



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Examiner:
Gene Michal	Hieu Phan
Serial No. 10/712,678	Art Unit: 3738
Filed: November 12, 2003	
Title: Ethylene-Carboxyl Copolymers As Drug Delivery Matrices	

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

Dear Examiner Phan:

This is a response to the Office Action dated September 29, 2005, which has a shortened statutory period for reply that is set to expire on December 29, 2005.

Amendments to Claims begin at page 2.

Remarks begin at page 5.